

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

LARRY D. THOMAS,

Plaintiff,

V.

R. JAMES NICHOLSON,
Secretary of the Department of
Veterans Affairs,

Defendant.

CASE NO. 2:05-cv-437-WKW

ORDER

This case is before the court on plaintiff's objection (Doc. # 59) to the Recommendation of the Magistrate Judge (Doc. # 56). After an independent review of the file in this case and upon consideration of the Recommendation and plaintiff's objection, it is ORDERED that:

1. The objection (Doc. # 59) to the Recommendation of the Magistrate Judge is
OVERRULED;
2. The Recommendation of the Magistrate Judge (Doc. #56) is ADOPTED;
3. This case is DISMISSED with prejudice.

An appropriate judgment will be entered.

DONE this 27th day of June, 2007.

/s/ W. Keith Watkins
UNITED STATES DISTRICT JUDGE